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MARTIN & FERRARO, LLP
1557 Lake O'Pines Street, NE
Hartville, Ohio 44632

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Fax No.: 703-746-4060

No. of Pages (including this): 17

Subject: U.S. Patent Application No. 10/706,715

Date: September 2, 2004

John I. Shipp

Confirmation Copy to Follow: No

Filed: November 12, 2003

SURGICAL LIGATION CLIP

Attorney Docket No. 115.0023-00000

Customer No. 22882

Confirmation No.: 7246

Message:

CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that the attached Communication with courtesy copies of the Facsimile Transmittal, Petition Under 37 C.F.R. § 1.47(b) And Statement Of Facts (\$130.00 petition fee charged to Deposit Account No. 50-1068), executed Declaration, Statement Under 37 C.F.R. § 3.73(b) with Notice of Recordation and Assignment (Exhibit A), Power of Attorney, Exhibit B, and the return copy of the Notice of Missing Parts as originally filed on July 9, 2004 (including the PTO Auto-Reply and Confirmation of Transmission) are being facsimile transmitted to the U.S. Patent and Trademark Office on September 2, 2004.

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PATENT
Attorney Docket No. 115.0023-00000
Customer No. 22882

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	Confirmation No.: 7246
John I. Shipp)	
Serial No.: 10/706,715)	Group Art Unit: 3731
Filed: November 12, 2003)	
For: SURGICAL LIGATION CLIP)	

Mail Stop MISSING PARTS
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

COMMUNICATION

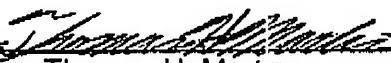
In response to the Decision Refusing Status Under 37 C.F.R. § 1.47(b), the undersigned submits herewith a copy of the Facsimile Transmittal, Petition Under 37 C.F.R. § 1.47(b) and Statement of Facts, executed Declaration, Statement Under 37 C.F.R. § 3.73(b) with Notice of Recordation and Assignment (Exhibit A), Power of Attorney, Exhibit B, and the return copy of the Notice of Missing Parts as originally filed on July 9, 2004, including the PTO Auto-Reply and Confirmation of Transmission.

In view of the above, the undersigned hereby petitions the Commissioner to accept the Declaration executed on behalf of the assignee due to the refusal of the inventor to sign such Declaration.

Respectfully submitted,

MARTIN & FERRARO, LLP

Dated: September 2, 2004

By: 

Thomas H. Martin
Registration No. 34,383

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09-03-2004 14:33

From: MARTIN&FERRAROLLP

3308772030

T-158 P.003

F-347

USPTO 7/9/2004 3:56 PM PAGE 1/001 Fax Server
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07-09-2004 15:37 From:MARTIN&FERRAROLLP	3308772030 T-301 P.001 F-011																						
<p style="text-align: center;">MARTIN & FERRARO, LLP 1557 Lake O' Pines Street, NR Hartville, Ohio 44632</p> <hr/> <p>Telephone (330) 877-4700 Facsimile (330) 877-4700</p> <hr/> <p style="text-align: center;">FACSIMILE TRANSMISSION</p> <table border="0"> <tr> <td>TO:</td> <td>FROM:</td> </tr> <tr> <td>Name: Mail Stop MISSING PARTS</td> <td>Name: Thomas H. Martin, Esq.</td> </tr> <tr> <td>Firm: U.S. Patent & Trademark Office</td> <td>Phone No.: 330-877-2277</td> </tr> <tr> <td>Fax No.: 703-746-4060</td> <td>No. of Pages (including this): 13</td> </tr> <tr> <td>Subject: U.S. Patent Application No. 10/680,973 John L Shipp et al. Filed: October 7, 2003</td> <td>Date: July 9, 2004</td> </tr> <tr> <td colspan="2">INSTRUMENTS AND METHODS FOR USE IN LAPAROSCOPIC SURGERY Attorney Docket No. 115.0024-00J00 Customer No. 22882 Confirmation No.: 6050</td> </tr> <tr> <td colspan="2">Message:</td> </tr> <tr> <td colspan="2" style="text-align: center;">CERTIFICATE OF TRANSMISSION UNDER 37 C.F.R. 1.8</td> </tr> <tr> <td colspan="2"> <p>I hereby certify that the attached Petition Under 37 C.P.R. § 1.47(a) And Statement Of Facts (\$130.00 petition fee charged to Deposit Account No. 50-1068), enclosed Declaration, Statement Under 37 C.F.R. § 3.73(b) with Notice of Recordation and Assignment; (Exhibit A), Power of Attorney, Exhibit B, and the return copy of the Notice of Missing Parts are being facsimile transmitted to the U.S. Patent and Trademark Office on July 9, 2004.</p> </td> </tr> <tr> <td colspan="2" style="text-align: right;">  Thomas H. Martin </td> </tr> <tr> <td colspan="2"> <p>If there is a problem with this transmission please call Tracy Blackman at 330-477-3202 or the number at the number above.</p> <p>The information contained in this facsimile message is privileged and confidential information intended only for the use of the addressee listed above. If you are not the intended recipient or if the employee or agent responsible to deliver the message to the intended recipient, please do not use this transmission in any way, but contact the sender by telephone.</p> </td> </tr> </table>		TO:	FROM:	Name: Mail Stop MISSING PARTS	Name: Thomas H. Martin, Esq.	Firm: U.S. Patent & Trademark Office	Phone No.: 330-877-2277	Fax No.: 703-746-4060	No. of Pages (including this): 13	Subject: U.S. Patent Application No. 10/680,973 John L Shipp et al. Filed: October 7, 2003	Date: July 9, 2004	INSTRUMENTS AND METHODS FOR USE IN LAPAROSCOPIC SURGERY Attorney Docket No. 115.0024-00J00 Customer No. 22882 Confirmation No.: 6050		Message:		CERTIFICATE OF TRANSMISSION UNDER 37 C.F.R. 1.8		<p>I hereby certify that the attached Petition Under 37 C.P.R. § 1.47(a) And Statement Of Facts (\$130.00 petition fee charged to Deposit Account No. 50-1068), enclosed Declaration, Statement Under 37 C.F.R. § 3.73(b) with Notice of Recordation and Assignment; (Exhibit A), Power of Attorney, Exhibit B, and the return copy of the Notice of Missing Parts are being facsimile transmitted to the U.S. Patent and Trademark Office on July 9, 2004.</p>		 Thomas H. Martin		<p>If there is a problem with this transmission please call Tracy Blackman at 330-477-3202 or the number at the number above.</p> <p>The information contained in this facsimile message is privileged and confidential information intended only for the use of the addressee listed above. If you are not the intended recipient or if the employee or agent responsible to deliver the message to the intended recipient, please do not use this transmission in any way, but contact the sender by telephone.</p>	
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T-158 P.004/017 F-347

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John I. Shipp et al.
Filed: October 9, 2003
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LAPAROSCOPIC SURGERY
Attorney Docket No. 115.0024-00000
Customer No. 22882
Confirmation No.: 6060

FROM:

Name: Thomas H. Martin, Esq.
Phone No.: 330-877-2277
No. of Pages (including this): /5
Date: July 9, 2004
Confirmation Copy to Follow: No

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